

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

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**NADINE TOWNSEND,**

**Plaintiff,**

**1:10-cv-1303  
(GLS/DRH)**

**v.**

**THE ROMAN CATHOLIC DIOCESE OF  
ALBANY COUNTY; CATHOLIC CHARITIES,  
INC.; ST. PETER'S HOSPITAL; and  
HOMELESS AND TRAVELERS AID SOCIETY,**

**Defendants.**

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**APPEARANCES:**

**OF COUNSEL:**

**FOR THE PLAINTIFF:**

Nadine Townsend  
Pro Se  
911 Central Avenue, # 329  
Albany, NY 12206

**FOR THE DEFENDANTS:**

NO APPEARANCE

**Gary L. Sharpe  
District Court Judge**

**MEMORANDUM-DECISION AND ORDER**

Nadine Townsend brings this action under 42 U.S.C. § 1983 alleging violations of her constitutional rights. (See Compl., Dkt. No. 1.) In an

Order issued November 17, 2010, Magistrate Judge David R. Homer found that Townsend's complaint failed to comply with the pleading requirements of Federal Rules of Civil Procedure 8 and 10, and accordingly directed Townsend to file an amended complaint. (See Dkt. No. 3.) On February 3, 2011, based on Townsend's failure to file an amended complaint, Judge Homer filed a Report-Recommendation and Order (R&R) recommending dismissal of the action.<sup>1</sup> (See Dkt. No. 6.) On February 24, 2011, the court granted Townsend's request for an extension to file objections. (See Dkt. Nos. 8, 9.) On March 1, 2011, the court notified Townsend a second time that her request for an extension had been granted. (See Dkt. No. 11.) Townsend has since failed to file any objections. For the reasons that follow, the R&R is adopted and Townsend's complaint is dismissed.

Before entering final judgment, this court routinely reviews all report and recommendation orders in cases it has referred to a magistrate judge. If a party has objected to specific elements of the magistrate judge's findings and recommendations, this court reviews those findings and recommendations de novo. See *Almonte v. N.Y. State Div. of Parole*, No.

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<sup>1</sup>The Clerk is directed to append the November 17, 2010 Order and the February 3, 2011 R&R to this decision, and familiarity therewith is presumed.

04-cv-484, 2006 WL 149049, at \*6-7 (N.D.N.Y. Jan. 18, 2006). In those cases where no party has filed an objection, or only a vague or general objection has been filed, this court reviews the findings and recommendations of a magistrate judge for clear error. *See id.*

In light of Townsend's failure to file objections to Judge Homer's R&R, the court has reviewed the R&R, and the Order upon which it is premised, for clear error. Upon review for clear error, the court finds none and adopts Judge Homer's recommendations.

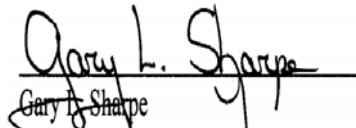
**WHEREFORE**, for the foregoing reasons, it is hereby

**ORDERED** that Magistrate Judge Homer's Report-Recommendation and Order (Dkt. No. 6) is **ADOPTED** and Townsend's complaint is **DISMISSED**; and it is further

**ORDERED** that the Clerk close this case and provide copies of this Memorandum-Decision and Order to the parties by regular and certified mail.

**IT IS SO ORDERED.**

May 23, 2011  
Albany, New York

  
Gary L. Sharpe  
U.S. District Judge